

October 9, 1989

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REPORT TO THE HONORABLE

MAYOR AND CITY COUNCIL

VACATION OF UNNEEDED STREET RIGHT-OF-WAY - CONSIDERATION TO THE
CITY - POTENTIAL LEGISLATION

At the Council meeting on September 25, the matter of a proposed street vacation was before the Council. Questions were raised as to the status of the matter of potential compensation to the City for street vacations, which issue was raised several months ago.

Attached for information is a report on the subject which was issued in June. You will note that the report contains draft potential legislation which would, if enacted by the State Legislature, allow the City to require compensation in connection with certain proposed street vacations. Also, please note, however, that there are significant potential adverse impacts which could result from the proposal.

After a review and a balancing of the potential beneficial and detrimental impacts of the legislation it was the recommendation of this office and the City Manager that the legislation not be pursued.

It is our understanding that the subject of consideration for street vacations has been scheduled for discussion at the Transportation and Land Use Committee at a special meeting on November 30.

Respectfully submitted,
JOHN W. WITT
City Attorney

HOV:ps:221.1(x043.1)

Attachment

cc Maureen Stapleton

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